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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

FREE SPEECH FOUNDATION, INC., and
Arizona Corporation, and DR. SIMONE
GOLD, as President of FREE SPEECH
FOUNDATION, INC.,

Plaintiff,

VS.

**PHILADELPHIA INDEMNITY
INSURANCE COMPANY,**

Defendant.

Case No.: 2:23-cv-01407-MMD-BNW

**STIPULATION AND ORDER TO
EXTEND DISCOVERY AND OTHER
RELATED DEADLINES
(First Request)**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs Free Speech Foundation, Inc. and Dr. Simone Gold (collectively, “Plaintiffs”) and Defendant Philadelphia Indemnity Insurance Company (“PIIC”), by and through their undersigned counsel of record, that the parties stipulate to extend the un-expired discovery cut-off, initial expert disclosures, and rebuttal expert deadlines by 90-days pursuant to LR26-3. As detailed below, this stipulation is made in good faith and not for purposes of delay.

I. DISCOVERY COMPLETED

To date, the following discovery has been completed:

Plaintiffs have served their Rule 26 Initial Disclosures, First Set of Interrogatories, and First Set of Requests for the Production of Documents. PIIC has served its Rule 26 Initial

1 Disclosures, First Set of Interrogatories, and First Set of Requests for the Production of
 2 Documents.

3 **II. DISCOVERY THAT REMAINS TO BE COMPLETED AND REASON
 4 SUPPORTING THE REQUESTED EXTENSION**

5 **A. Discovery that Remains to be Completed**

6 The discovery that remains to be completed includes PIIC's responses to Plaintiff's First
 7 Set of Requests for the Production of Documents and responses to Plaintiff's First Set of
 8 Interrogatories. Remaining discovery also includes Plaintiffs' responses to PIIC's First Set
 9 of Interrogatories and First Set of Requests for the Production of Documents and, should they
 10 be necessary (as discussed in Section B), depositions.

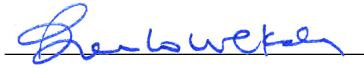
11 **B. Reason Supporting the Requests Extension**

12 PIIC recently retained O'Hagan Meyer as its legal counsel in this matter. A Substitution
 13 of Attorney was filed in this matter on January 16, 2025 [Doc. 30], which was granted on
 14 January 31, 2025 [Doc. 31]. Plaintiffs also recently retained Dickinson Wright to substitute
 15 as its counsel in this matter [Doc 32], which was granted on February 12, 2025 [Doc. 33].
 16 These new firms require time to familiarize themselves with the case and otherwise get up to
 17 speed in order to respond to outstanding discovery requests and prepare further discovery
 18 requests, as detailed below.

19 Moreover, the parties have agreed to submit this matter to mediation before the Hon.
 20 Jackie Glass on March 10, 2025. The parties have discussed a focus of their efforts on
 21 mediation and require time to do so, with an aim of reaching settlement and closing this case,
 22 rendering further discovery moot.

23 **III. PROPOSED SCHEDULE FOR COMPLETING REMAINING DISCOVERY
 24 AND FOR FILING DISPOSITIVE MOTIONS AND PRETIAL ORDER**

	<u>Current Deadlines:</u>	<u>Proposed Deadlines:</u>
25 1. Initial Experts	3/7/25	7/3/25
26 2. Rebuttal Experts	4/7/25	8/8/25

1 3. Discovery Cutoff 5/8/25 9/5/25
2 4. Dispositive Motions 6/9/25 10/3/25
3 5. Joint Pretrial Order 7/9/25 11/5/25
4
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6 Dated this 13th day of February, 2025
7
8
9 /s/ Brooks Westergard /s/ Jeffrey Winchester
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17
18 *Attorneys for Plaintiffs* *Attorneys for Defendant*
19
20 IT IS SO ORDERED.
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24 
25 UNITED STATES MAGISTRATE JUDGE
26
27
28 DATED: 2/14/2024, 2025